

House Transportation Committee

AMENDMENT NO. \_\_\_\_\_

\_\_\_\_\_  
Signature of Sponsor

AMEND Senate Bill No. 1155\*

House Bill No. 1343

**FILED**

Date \_\_\_\_\_

Time \_\_\_\_\_

Clerk \_\_\_\_\_

Comm. Amdt. \_\_\_\_\_

by deleting in its entirety all the language following the enacting clause, and by substituting instead the following language:

SECTION 1. Tennessee Code Annotated, Title 55, Chapter 4, Part 1, is amended by adding the following language as new, appropriately designated sections:

Section \_\_\_\_\_. (a)(1) Any county clerk that has a computerized system to receive notice from the department of safety of:

(A) revocation or suspension of driver licenses for driving under the influence of an intoxicant or drug in violation of §§55-10-401 through 55-10-404 or refusal to submit to a test to determine the alcoholic or drug content of the person's blood in violation of §55-10-406;

(B) reinstatements of driver licenses; and

(C) the issuance of restricted driver licenses;

may refuse to issue registration plates or renew a vehicle registration when the name of the sole owner, or all owners, have had his, her or their driver license revoked or suspended according to information identified and transmitted to the county clerks for viewing electronically from the department of safety. The renewal of registration or issuing plates by a county clerk or the department of safety when a revocation or suspension of a driver license is in effect shall not subject the county clerk, the county or the state of Tennessee to any liability.

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(2) Registration plates may be issued or renewals may be made for a vehicle without changing the ownership of the vehicle so long as the driver license of one owner of the vehicle has not been revoked or suspended.

(3) A restricted driver license is a valid driver license for purposes of this section.

(4) Vehicles titled in the name of a sole owner which are used in the ordinary course of such person's business shall be registered, notwithstanding the provisions of this act, upon the filing of an affidavit with the county clerk by the owner stating that such vehicles are operated by the employees of the business rather than the person in whose name the vehicles are titled.

(c)(1) Except for obtaining registration plates or renewals for vehicles where the title is issued jointly without changing the ownership pursuant to the provisions of subsection (a)(2), it is an offense for a person in whose name the title is issued to attempt to obtain registration plates for or renew a vehicle registration, when the person knows that he or she does not possess a valid driver license because the license has been revoked or suspended for driving under the influence of an intoxicant or drug in violation of §§55-10-401 through 55-10-404 or refusal to submit to a test to determine the alcoholic or drug content of the person's blood in violation of §55-10-406.

(2) A person whose license has been revoked or suspended as provided in subdivision (1) who attempts to obtain registration plates or renew registration

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for a vehicle in violation of this subsection commits a Class A misdemeanor punishable only by a fine not to exceed twenty-five hundred dollars (\$2,500.00).

(d) The notice of revocation or suspension sent by the department of safety to a person whose driver license has been suspended or revoked for driving under the influence of an intoxicant or drug in violation of §§55-10-401 through 55-10-404 or refusal to submit to a test to determine the alcoholic or drug content of the person's blood in violation of §55-10-406 shall include a statement sufficient to inform the person of the offense and fine to be assessed pursuant to subsection (b) if an attempt is made to obtain registration plates or renew the registration of a vehicle in violation of this section.

Section \_\_\_\_\_. (a) Nothing in this act shall prohibit any motor vehicle dealer from selling a motor vehicle, applying for a certificate of title to a motor vehicle, perfecting any lien on a motor vehicle and/or applying for registration plates for a motor vehicle. Such acts by a motor vehicle dealer shall not subject the motor vehicle dealer to any liability because the purchaser's driver license has been suspended or revoked.

(b) Nothing in this act shall prohibit a county clerk from issuing a certificate of title to a motor vehicle and the county clerk shall issue a certificate of title to a motor vehicle whether or not the driver license of the owner of such motor vehicle has been suspended or revoked.

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(c) Nothing in this act shall prohibit a motor vehicle dealer from providing a temporary plate to any purchaser of a motor vehicle issued in accordance with §55-4-221, and the providing of such temporary plate shall not subject the motor vehicle dealer to any liability when the purchaser's driver license has been suspended or revoked.

(d) Nothing in this act shall be deemed to place or require any duty on any motor vehicle dealer, and no person shall have a claim or cause of action against a motor vehicle dealer on account of the failure of the owner or purchaser of a motor vehicle to qualify under this act for motor vehicle registration plates.

SECTION 2. This act shall take effect July 1, 1997, the public welfare requiring

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